



RE: Alternatives Screening Stipulated penalties

James McKenna to: Chip Humphrey, Wyatt, Robert, Kristine
Koch

06/09/2011 10:54 AM

Cc: "Jennifer Worenets (jworonets@anchorqea.com)", Patty Dost,
"Wyatt, Robert", "Carl Stivers (cstivers@anchorqea.com)"

Chip and Kristine:

Thank you for your email. We appreciate your confirmation that the LWG provided the information we committed to present at the April 2011 check-in, and therefore stipulated penalties are not being assessed in relation to the December 2010 and April 2011 check-in meetings.

Per your request, the LWG will present additional FS-related information on June 21 and 22 (copies of the presentation materials and the agenda were provided to you earlier this week.

Thank you, Jim.

From: Humphrey.Chip@epamail.epa.gov [Humphrey.Chip@epamail.epa.gov]
Sent: Monday, June 06, 2011 10:44 AM
To: James McKenna; Wyatt, Robert
Cc: Koch.Kristine@epamail.epa.gov
Subject: Re: Alternatives Screening Stipulated penalties

Jim & Bob

This is to follow-up on one of the items that was discussed at a recent EPA/LWG Project Managers meeting. EPA's December 21, 2010 letter advised the LWG that it was not in compliance with the AOC for failure to present the alternatives screening analysis at the December 14, 2010 FS check-in meeting. EPA's February 25, 2011 letter notified the LWG that stipulated penalties were accruing on this deliverable, but EPA would use its enforcement discretion to waive the penalties if LWG provided the alternatives screening information by April 12, 2011.

The LWG provided information by April 12, 2011 in response to EPA's direction. EPA subsequently advised the LWG that the information provided for the April 12, 2011 check-in did not meet all of the agency's objectives for alternatives screening, but acknowledged that the LWG did provide a screening of technologies site-wide and for each AOPC. EPA determined that it was acceptable for the LWG to provide the additional information on the development and screening of alternatives for the FS at our upcoming FS Key Elements check-in meeting scheduled for June 21/22 2011. The LWG has agreed to this approach, and based on this understanding EPA does not intend to assess stipulated penalties for this deliverable.

Please let us know if you have any questions on this matter.

Chip Humphrey
EPA